

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

HERMANN BUSS KG MS "ELBE TRADER"
GMBH & CO.,

Plaintiff,

- against -

T.S. LINES LTD.,

Defendant.

08-CV-5309 (GBD)

**MOTION TO ADMIT COUNSEL
PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern District of New York, I, LILI F. BENEDA, a member in good standing of the bar of this Court, hereby moves for an Order allowing the admission *pro hac vice* of:

Applicant's Name: Jason Waguespack
Firm Name: Galloway, Johnson, Tompkins, Burr & Smith
Address: One Shell Square, 701 Poydras Street, 40th Floor
City/State/Zip: New Orleans, Louisiana 70139
Phone Number: (504) 525-6802
Fax Number: (504) 525-2456

Jason Waguespack is a member in good standing of the Supreme Court of Louisiana. There are no pending disciplinary proceedings against Jason Waguespack in any State or Federal Court.

Dated: June 17, 2008
New York, New York

Respectfully submitted,

CONDON & FORSYTH LLP

By: 

Lili F. Beneda (LB 1879)

7 Times Square, 18th Floor
New York, New York 10036
Telephone: (212) 894-6778
Facsimile: (212) 597-6721

Attorneys for Plaintiff
HERMANN BUSS KG MS
"ELBE TRADER" GMBH & CO.



JUN 17 2008

654338 225-

cc: (Via Mail, E-mail & Facsimile)

Jason Waguespack, Esq.
Michael J. Nicaud, Esq.
Galloway, Johnson, Tompkins, Burr & Smith
One Shell Square, 701 Poydras Street, 40th Floor
New Orleans, Louisiana 70139
Attorneys for Plaintiff
HERMANN BUSS
KG MS "ELBE TRADER" GMBH & CO.
Tel: 504-525-6802
Fax: 504-525-2456
E-mail: jwaguespack@gjtbs.com & mnicaud@gjtbs.com

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AFFIDAVIT OF SERVICE BY MAIL, E-MAIL AND FACSIMILE

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) ss:
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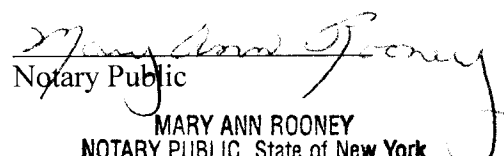
Elizabeth Torres, being duly sworn, deposes and says that deponent is not a party to the action, is over 18 years of age and resides in Hopewell Junction, New York. That on the 17th day of June, 2008 deponent served the within **MOTION TO ADMIT JASON WAGUESPACK PRO HAC VICE** upon:

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Michael J. Nicaud, Esq.
Galloway, Johnson, Tompkins, Burr & Smith
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701 Poydras Street, 40th Fl.
New Orleans, Louisiana 70139
Attorneys for Plaintiff
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Tel: 504-525-6802
Fax: 504-525-2456
E-mail: jwaguespack@gjtbs.com &
mnicaud@gjtbs.com

at the addresses designated by said attorneys for that purpose by depositing same enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Post Office Department within the State of New York; as well as transmitting the papers via facsimile/e-mail to the facsimile/e-mail above.


Elizabeth Torres

Sworn to before me this
17th day of June, 2008


Notary Public
MARY ANN ROONEY
NOTARY PUBLIC, State of New York
No. 31-4672706
Qualified in Queens County
Commission Expires May 31, 2010

AFFIDAVIT OF SERVICE VIA REGULAR MAIL

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

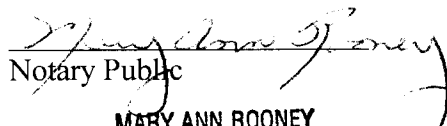
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SOUTHERN DISTRICT OF NEW YORK

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HERMANN BUSS KG MS "ELBE TRADER"
GMBH & CO.,

Plaintiff,

- against -

T.S. LINES LTD.,

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08-CV-5309 (GBD)

AFFIDAVIT OF LILI F. BENEDA
IN SUPPORT OF MOTION TO
ADMIT COUNSEL PRO HAC VICE

State of New York §
 §
County of New York §

LILI F. BENEDA, being duly sworn, deposes and says as follows:

1. I am an associate with Condon & Forsyth LLP, counsel for Plaintiff Hermann Buss KG MS "ELBE TRADER" GmbH & Co. ("Hermann Buss") in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff Hermann Buss' motion to admit Jason Waguespack as counsel *pro hac vice* to represent Plaintiff Hermann Buss in this matter.
2. I am a member in good standing of the bar of the State of New York and was admitted to practice law in 2005. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. Mr. Waguespack is a partner at Galloway, Johnson, Tompkins, Burr & Smith.
4. I have found Mr. Waguespack to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Procedure.
5. Attached hereto as Exhibit A is a Certificate from the Louisiana Supreme Court which has been issued within thirty days of this motion, and which states that Jason Waguespack is a member in good standing of the Louisiana State Bar.

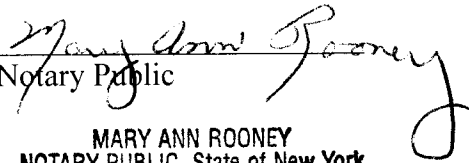
6. Accordingly, I am pleased to move the admission of Jason Waguespack, *pro hac vice*.
7. I respectfully submit a proposed order granting the admission of Jason Waguespack, *pro hac vice*, which is attached hereto as Exhibit B.

WHEREFORE, it is respectfully requested that the motion to admit Jason Waguespack, *proc hac vice*, to represent Hermann Buss in the above captioned matter, be granted.



Lili F. Beneda

Subscribed and sworn to before me
this 17th day of June, 2008.



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EXHIBIT “A”

United States of America

State of Louisiana

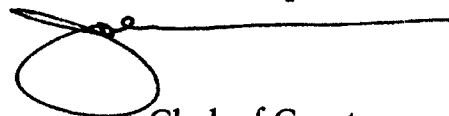
Supreme Court of the State of Louisiana

I, JOHN TARLTON OLIVIER, Clerk of the Supreme Court of the State of Louisiana, do hereby certify that

JASON PAUL WAGUESPACK, ESQ., #21123

was duly admitted and licensed to practice as an attorney and counselor at law in this Court and the several courts of the State of Louisiana, on the 11th Day of October, 1991 A.D.; and is currently in good standing, and sufficiently qualified to perform the duties of an attorney and counselor at law.

IN WITNESS WHEREOF, I hereunto sign
my name and affix the seal of this Court,
at the City of New Orleans, this the 21st
Day of May, 2008, A.D.

A handwritten signature in black ink, appearing to read "John Olivier", written over a horizontal line.

Clerk of Court
Supreme Court of Louisiana

EXHIBIT “B”

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X		
HERMANN BUSS KG MS “ELBE TRADER”	:	
GMBH & CO.,	:	08-CV-5309 (GBD)
	:	
Plaintiff,	:	ORDER FOR ADMISSION PRO
- against -	:	HAC VICE ON WRITTEN
	:	<u>MOTION</u>
T.S. LINES LTD.,	:	
	:	
Defendant.	:	
-----X		

Upon the motion of LILI F. BENEDA, attorney for Plaintiff Hermann Buss KG MS “ELBE TRADER” GmbH & Co., (“Hermann Buss”), and said sponsor attorney’s affidavit in support:

IT IS HEREBY ORDERED that

Applicant’s Name: Jason Waguespack
 Firm Name: Galloway, Johnson, Tompkins, Burr & Smith
 Address: One Shell Square, 701 Poydras Street, 40th Floor
 City/State/Zip: New Orleans, Louisiana 70139
 Phone Number: (504) 525-6802
 Fax Number: (504) 525-2456

is admitted to practice *pro hac vice* as counsel for Plaintiff Hermann Buss in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel has forwarded the *pro hac vice* fee to the Clerk of the Court.

Dated: June __, 2008
 New York, New York

Hon. George B. Daniels
 United States District Judge

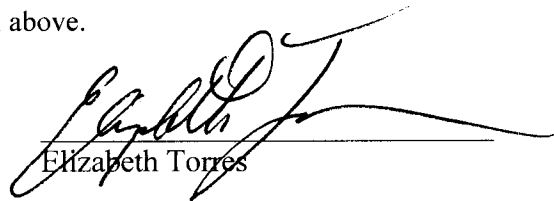
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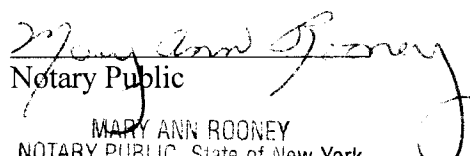
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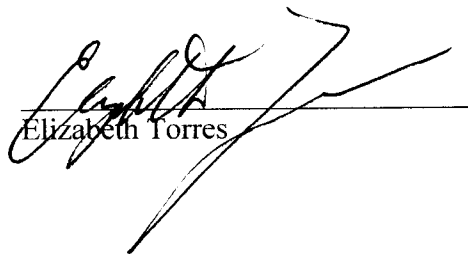
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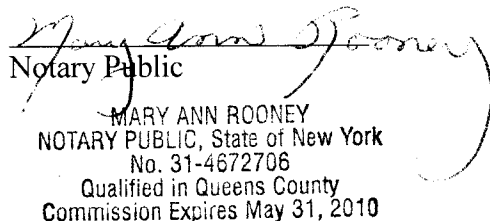
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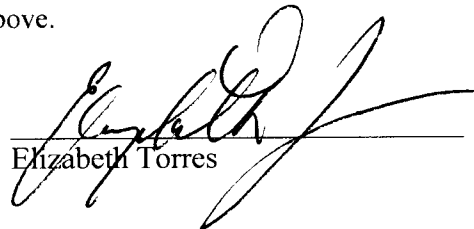
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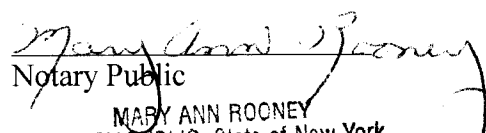
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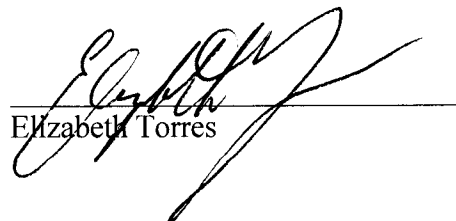
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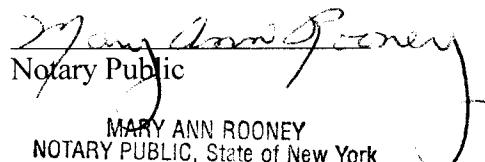
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